

SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS

October 2, 2003

MINUTES

THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE REGIONAL COUNCIL. AUDIO CASSETTE TAPE OF THE ACTUAL MEETING IS AVAILABLE FOR LISTENING IN SCAG'S OFFICE.

The Regional Council of the Southern California Association of Governments held its meeting at the SCAG Offices downtown Los Angeles. The meeting was called to order by the President, Mayor Bev Perry, City of Brea. There was a quorum.

Members Present

Mayor Bev Perry, Brea, President	District 22
Councilmember Ron Roberts, Temecula, 1 st VP	District 5
Supervisor Hank Kuiper, Imperial County, 2 nd VP	
Supervisor Yvonne Burke, Los Angeles County	
Supervisor Judy Mikels, Ventura County	
Supervisor Marion Ashley, Riverside County	
Supervisor Chirs Norby, Orange County	
Councilmember Jo Shields, Brawley	District 1
Councilmember Greg Pettis, Cathedral City	District 2
Councilmember Charles White, Moreno	District 3
Mayor Ron Loveridge, Riverside	District 4
Mayor Lee Ann Garcia, Grand Terrace	District 6
Councilmember Susan Longville, San Bernardino	District 7
Councilmember Deborah Robertson, Rialto	District 8
Mayor Bill Alexander, Rancho Cucamonga	District 9
Councilmember Gary Ovitt, Ontario	District 10
Mayor Lawrence Dale, Barstow	District 11
Councilmember Cathryn De Young, Laguna Niguel	District 12
Mayor Richard Dixon, Lake Forest	District 13
Councilmember Tod Ridgeway, Newport Beach	District 14
Councilmember Lou Bone, Tustin	District 17
Councilmember Alta Duke, La Palma	District 18
Councilmember Ron Bates, Los Alamitos	District 20
Councilmember Art Brown, Buena Park	District 21
Councilmember Paul Bowlen, Cerritos	District 23
Councilmember Gene Daniels, Paramount	District 24
Councilmember Keith McCarthy, Downey	District 25
Councilmember Judy Dunlap, Inglewood	District 28
Councilmember Bonnie Lowenthal, Long Beach	District 29
Councilmember Tonia Reyes-Uranga, Long Beach	District 30

Members Present – Cont'd

Councilmember Margaret Clark, Rosemead
Councilmember Dick Stanford, Azusa
Councilmember Paul Talbot, Alhambra
Councilmember Harry Baldwin, San Gabriel
Councilmember Sid Tyler, Pasadena
Councilmember Tom Sykes, Walnut
Councilmember Llewellyn Miller, Claremont
Councilmember Paul Nowatka, Torrance
Mayor Pro Tem Sandra Jacobs, El Segundo
Councilmember Pam O'Connor, Santa Monica
Councilmember Bob Yousefian, Glendale
Councilmember Dennis Washburn, Calabasas
Vice Mayor Toni Young, Port Hueneme
Councilmember Glen Becerra, Simi Valley
Councilmember Carl Morehouse, San Buenaventura
Councilmember Jeff Miller, Corona
Councilmember Debbie Cook, Huntington Beach
Councilmember Ted Burgnon, Town of Apple Valley
Councilmember Robin Lowe, Hemet

District 32
District 33
District 34
District 35
District 36
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District 40
District 41
District 42
District 44
District 45
District 46
District 47
District 63
District 64
District 65
RCTC

Members Not Present

Supervisor Zev Yaroslavsky
Councilmember Richard Chavez, Anaheim
Councilmember Melanie Andrews, Compton
Councilmember Frank Gurule, Cudahy
Mayor Pro Tem Bea Proo, Pico Rivera
Councilmember Mike Dispenza, Palmdale
Councilmember Ed Reyes, Los Angeles
Councilmember Wendy Greuel, Los Angeles
Councilmember Dennis Zine, Los Angeles
Councilmember Tom LaBonge, Los Angeles
Councilmember Jack Weiss, Los Angeles
Councilmember Tony Cardenas, Los Angeles
Councilmember Alex Padilla, Los Angeles
Councilmember Bernard Parks, Los Angeles
Councilmember Jan Perry, Los Angeles
Councilmember Nate Holden, Los Angeles
Councilmember Cindy Miscikowski, Los Angeles
Councilmember Greig Smith, Los Angeles
Councilmember Eric Garcetti, Los Angeles
Councilmember Antonio Villariagosa, Los Angeles
Councilmember Janice Hahn, Los Angeles
Mayor James Hahn, Los Angeles
Mayor Bill Davis, Simi Valley

County of LA
District 19
District 26
District 27
District 31
District 43
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District 50
District 51
District 52
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District 56
District 57
District 58
District 59
District 60
District 61
District 62
At-Large
VCTC

Staff Present

Mark Pisano, Executive Director
Jim Gosnell, Deputy Executive Director
Bert Becker, Chief Financial Officer
Colin Lennard, General Counsel
Karen Tachiki, Chief Counsel
Hasan Ikrata, Acting Director, Planning & Policy
Jim Sims, Director, Information Services
Shelia Stewart, Executive Assistant

1.0 CALL TO ORDER & PLEDGE OF ALLEGIANCE

Led by Councilmember Art Brown, City of Buena Park

2.0 PUBLIC COMMENT PERIOD

There were no comments presented at this time.

3.0 CONSENT CALENDAR

3.1 Approval Items

The following consent calendar items were MOVED (Mikels), SECONDED (Bates) and UNANIMOUSLY APPROVED

3.1.1 Approve Minutes of Sept. 4, 2003

It was noted that on page 5 under the President's Report other appointments would be made.

3.1.2 Approval of Contracts

- Korve Engineering

3.1.3 Authorize staff to execute MOU with Kern County Airports to participate in SCAG's Regional Airport Demand Model and amend the existing SH&E contract

3.1.3 Authorize staff to accept funds from the San Diego County Airport Authority to Extend the Regional Airport Demand Model Project to San Diego & amend the existing SH&E contract

3.2 Receive & File

3.2.1 Conflict of Interest - (Info Only)

3.2.2 Contracts & PO between \$5,000 - \$25,000

Contracts

- Cal State Fullerton Economic Consulting
- Cal State Long Beach Economic Consulting
- Liebert Cassidy Whitmore

Purchase Orders

- En Pointe Tech, Inc.
- General Networks Corporation
- Kion Printing & Packaging
- So. Calif. Leadership Network Tuition & Luncheon Table
- Xerox Corporation

3.2.3 Summary of Key Issues and Actions taken by the Policy Committees in September

3.2.3 SCAG Legislative Matrix

3.3 PRESIDENT'S REPORT

3.3.1 Appointments

Regional Council Members to Committees & Task Force

Hon. Chris Norby, Orange County was appointed to the CEHD;
Hon. Deborah Robertson, Rialto, was appointed to the Water Task Force.

Bylaws Subcommittee

Hon. Richard Dixon, Lake Forest as Chair, Hon. Judy Mikels, County of Ventura; Hon. Susan Longville, San Bernardino (**tentative**) Hon. Toni Young, Port Hueneme Hon Llewellyn Miller, Claremont; and Hon, Greg Pettis, Cathedral City were appointed to the Bylaws Subcommittee.

It was MOVED (Brown), SECONDED (Becerra) and UNANIMOUSLY APPROVED to approve the appointments

3.3.2 Selection of SCAG Representatives to visit China re: Maglev

Mayor Perry stated that representatives would be responsible for travel to China. China will host representatives once they have arrived. She also noted that stipends will not be paid for trip.

3.4 EXECUTIVE DIRECTOR'S REPORT

Mark Pisano stated that his report was emailed to members on Monday prior to the RC meeting. He noted that due to the time he would be available for questions. The report covered the following items: 1) Improve the efficiency & accountability of management within the organization; 2) Human Resource Department; 3) Support to the Regional Council in providing direction and leadership to SCAG; 4) SCAG Operations; 6) Implement Adopted Regional Plans; 7) Data; 8) Implement the Legislative Program; and 9) Additional Planning Efforts.

4.0 ACTION ITEMS

4.1 Administration Committee Report

4.1.1 Audit & Best Practices Committee Charter **Tabled**

4.1.2 Adopt Resolution 03-446-1 approving SCAG's Medical Contribution for Retirees

It was MOVED (Dixon), SECONDED (bates) and UNANIMOUSLY APPROVED to approve.

4.1.3 Adopt Resolution 03-446-2 approving Joint Powers Insurance Authority (JPIA)MOU & Resolution 03-446-3 covering volunteers in the self insurance

It was MOVED (Dixon), SECONDED (Bates) and UNANIMOUSLY APPROVED to approve.

4.1.4 Proposed Amendment to SCAG Conflict of Interest Code **Tabled**

4.1.5 Approval of SCAG's Agency Wide Budget

It was MOVED (Dixon), SECONDED (Young) and UNANIMOUSLY APPROVED to approve the agency wide budget. In addition Mayor Perry requested that the next report be produced in larger print.

4.2 Transportation & Communications Committee (TCC) Report

4.2.1 2004 RTIP Guidelines

Mayor Garcia, Chair, stated that SCAG is required under both federal and state laws to develop a Regional Transportation Improvement Program. The RTIP is the short-range program that implements the long-range Regional Transportation Plan (RTP) to accomplish improvements in

mobility and air quality. SCAG develops the RTIP in cooperation with the State (Caltrans), the county transportation commissions and IVAG, and public transit operators. Federal law requires that the RTIP be updated at least every two years, adopted by SCAG, and sent to the Governor for approval. The RTIP Guidelines are updated at least every two years by SCAG staff working with the staff from the transportation commissions to ensure that all current legal, administrative, and technical requirements are met.

In addition, these Guidelines assume continuation of all major federal programs currently found in TEA-21 (scheduled to expire September 30, 2003) in the 2004 RTIP period which begins July 2004. The Guidelines will be modified if programs are modified, added and/or deleted in the next federal transportation act. The TCC recommended that the Regional Council approve the RTIP Guidelines.

It was MOVED (Garcia), SECONDED (Bates) and UNANIMOUSLY APPROVED to approve the 2004 RTIP Guidelines.

4.2.2 Release Destination 2030 Draft 2004 RTP for Public Review

Mayor Dixon stated that the TCC recommended that page 19 figure 4 be changed so that the graph represent all of the subregions as opposed to just the counties. 2) With regard to operation jump start- that an asterisk be placed where operation jump start is referenced within the document noting that it has not been approved by the Regional Council. However staff could through discussions etc. decide what would make it clear that the document is still work in process.

It was MOVED (Brown), SECONDED (Mikels), OPPOSED (McCarthy) with one ABSTENTION (Young) to approve release of the 2004 RTP for public review with the following amendments:

4.3 Energy & Environment Committee (EEC) Report

4.3.1 AB1497 (Montanez) Solid Waste Permits & SB 288 (Sher) Protect California Air Act of 2004

According to its author, AB 1497 was introduced to establish regulations for an enforcement agency to use to determine when a change in the operation of a solid waste facility triggers a revised permit. Opposition to the bill arose not from these closure and postclosure regulations, but instead came from the bill's requirement that solid waste facility operators establish a retraining and re-employment trust fund for their existing employees when a facility closes. The EEC objected to those provisions.

A September 4th amendment to the bill softens the retraining mandate. The trust fund is eliminated. The bill now requires the submission of a Labor Transition Plan in a facility's closure and postclosure filings.

Subject to any collective bargaining agreements, Labor Transition Plans must include provisions that ensure displaced employees receive preferential reemployment with their current employers when comparable positions are available. Labor Transition Plans must also include provisions to assist displaced employees in finding other comparable employment. The EEC recommended that AB 1497 be opposed.

It was MOVED (Young), SECONDED (McCarthy) and UNANIMOUSLY APPROVED to oppose AB 1497

4.3.2 CA Flood Plan Task Force Recommendations

Councilmember Young, Chair, stated that one provision of AB 1147 called for the creation of a Floodplain Management Task Force that would provide the public with its study findings by the end of 2002

The California Floodplain Management Task Force issued its December 2002 report following an extensive study and meeting process. The recommendations of the Task Force highlighted the need for better floodplain mapping. In particular, the report states that the effect of full build-out of the watershed should be considered. In addition, the report advocates multi-objective management approaches that integrate flood management with protection of natural resources, agriculture, residences, business, economic development, cultural resources, water quality, and water supply.

The EEC recommended sending a letter of limited support to the Governor for the CA Flood Plan Task recommendations.

In addition Councilmember DeYoung recommended that language within paragraph 5 be amended to say "only if funds are available".

It was MOVED (Young), SECONDED (Brown) and UNANIMOUSLY APPROVED to include the amended language and forward the letter to the Governor.

4.3 Community, Economic & Human Development (CEHD) Report

4.3.1 Release Destination 2030 Draft 2004 RTP for Growth Forecast for Public Review

Mayor Bill Alexander, Chair, stated that on May 1, 2003, five growth projections were presented to the CEHD Committee. These projections were presented by SCAG staff and the Forecasting Technical Task Force (FTTF) after rigorous and extensive analyses over the prior 18 months. In addition reviews by independent demographic and economic experts, subregional representatives, jurisdictional representatives, academic researchers, and other interested parties were completed. The analyses incorporated future demographic and economic outlook in addition to historical trends at national,

state, regional and county levels. Assumptions and methodologies for use in developing these projections at the regional and county levels were approved by the FTTF. The CEHD recommended release of Destination 2030 Draft 2004 RTP for Growth Forecast for Public Review

It was MOVED (Alexander), SECONDED (Bates) and UNANIMOUSLY APPROVED the recommendation.

4.4 Communications Task Force

- 4.4.1 Councilmember McCarthy, reported that SCAG's Outreach Program for Destination 2030, the new brand name for the 2004 RTP, is underway. Presentations are being made around the region with many more to come. Members and staff are meeting with various audiences. Members willing to join the team of presenters, please let staff know.

He also announced that Cerrell Associates is leading another media training opportunity for members is planned for Tuesday, October 14th from 10 am – 12 noon at the Grand Terrace Community Center.

In addition SCAG is hosting the 7th annual Regional Economic Forecast for Southern California on November 13th at the Hyatt Newporter. Please mark your calendars and plan to attend. RC members working with any Chambers of Commerce or business groups, please promote this event with them. Staff will be happy to send materials on your behalf.

4.4.1 SCAG 2003 Summit Meeting With Tribal Governments

Vice President Roberts gave a brief overview of the September 20, 2003 meeting hosted by SCAG in conjunction with the Aqua Caliente Band of Mission Indians. Eight tribes were represented including three tribal chairperson. This was the first summit with tribal governments in the SCAG region. He stated that the summit provided excellent opportunity for introduction of SCAG to the 16 tribal governments in the SCAG region. It also provided excellent beginning as SCAG move forward to implement the 2002 Strategic Plan goals' to establish a role for Native Americans in the RTP planning process.

5.0 INFORMATION ITEMS

5.1 Monthly Financial Report

Bert Becker informed the committee that SCAG appears to have come out of the FMO Audit very well. There were only two negative items noted, 1) Transportation Electronic Award Management System (TEAM) Reporting was not being done properly and 2) Stale dated checks. Staff is working on resolving these issues. He will bring the final FMO report to the Committee once it is received.

4.4 Internal Audit Workplan for FY 03-04

Bert Becker reported that Caltrans now requires SCAG to have an Agency Wide Budget. The Economic Conference, which is a funded event via registrations, has been included and will be presented to the Regional Council for approval. He stated that future items to be incorporated into the budget will first be presented for approval, in addition to asking approval for the budget.

4.5 Audits Update

Bert Becker informed the Committee that SCAG's Finance Plan, Audit Resolution Plan, ICAP and OWP have been approved by Caltrans with no conditions.

6.0 FUTURE AGENDA ITEMS

There were no items presented at this time.

7.0 LEGAL COUNSEL REPORT

7.1 Closed Session

- Consideration of a claim for damages – made pursuant to Government Code Section §900 - pending litigation
Morrison v. SCAG et.al

The Regional Council reconvened at 2:00 p.m. It was reported that the RC voted to deny claim.

Conference with Legal Counsel – anticipated litigation
Significant exposure to litigation pursuant to California
Government Code Subdivision C §54956.9 (one potential case)

- SCAG v. HCD & BT&H
Conference with Legal Counsel - existing litigation to be heard in closed session in pursuant to California
Government Code Section §54956.9(a)

8.0 ANNOUNCEMENTS

The next Strategic Plan Task Force will meet November 12 from 12- 2pm.

9.0 ADJOURNMENT

The next meeting is scheduled for Thursday, November 6, 2003 at SCAG Offices.

Mark Pisano, Executive Director

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